

68588 U.S. PTO
08/895950
07/17/97

HOE 90/F 333
139*966

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

.....
ANDREAS WINTER ET AL :

SERIAL NO: 07/789,361 : PATENT NO: 5,276,208

FILED: NOVEMBER 8, 1991 : ISSUE DATE: 1/4/1994

FOR: METALLOCENES CONTAINING LIGANDS:
OF 2-SUBSTITUTED INDENYL
DERIVATIVES, PROCESS FOR THEIR :
PREPARATION, AND THEIR USE AS
CATALYSTS :

.....
Hon. Commissioner of Patents & Trademarks
Washington, D.C. 20231

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON D.C. 20231 ON THIS
22nd DAY OF April 1994.

BY: _____
Susan M. Spinden

REQUEST FOR CERTIFICATE OF CORRECTION
UNDER 37 CFR 1.322

Sir:

The Applicants request a Certificate of Correction issue to correct printing errors in the above-identified patent. These errors and their corrections are identified on the PTO Form 1050 (submitted in duplicate).

In column 1, second line of the heading the word "IDENYL" should read --INDENYL--, see the specification as filed, at page 1. This is a PTO error.

In column 7, in the fourth formula, "R⁵" should read --R⁶--, see the specification as filed at page 10. This is a PTO error.

In column 14, line 10 "M₂/M₁" should read --M_w/M_n--, see the specification as filed at page 23, at line 9. This is a PTO error.

In claim 1 (column 15, line 60) "a halogen atom" is typed twice, please see the Amendment mailed to the PTO on September 23, 1992, at page 2, seventh line after the formulas.

These printing errors are believed to be attributable to the Patent and Trademark Office.

In claim 9, (column 17, lines 6 and 7), please delete the phrase "with methyl". This is the applicants' error. Issued claim 9 correspond to original claim 14 and has it's support in the specification at page 4, lines 20-24, in particular line 22. It is clear that the phrase (C₁-C₄)-alkyl, which may halogenated such as methyl (C₁-alkyl), ethyl (C₂-alkyl), propyl (C₃-alkyl), isopropyl (C₃-alkyl), butyl (C₄-alkyl).... It is clear methyl is referring to the C₁-C₄ alkyl. It is not possible to halogenate with methyl. Halogenating is performed with a halogen such as fluorine, bromine, chlorine, iodine, etc.. This is a clerical error by the applicants.

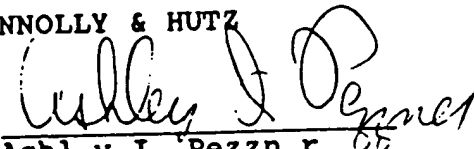
A firm check in the amount of \$100.00 is enclosed covering the fee required for requesting such a correction.

If there are any additional fees due in connection with the filing of this request, the Commissioner is authorized to charge or credit any overpayment to Deposit Account No. 03-2775.

Respectfully submitted,

CONNOLLY & HUTZ

By


Ashley I. Pezzner
R g. No. 35,646
Tel. (302) 658-9141

AIP/dcp (81161)
Enclosure: POT Form 1050

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO.: 5,276,208

Page 1 of 1

DATED: January 4, 1994

INVENTOR(S): Andreas Winter, Martin Antberg, Walter Spaleck,
Jürgen Rohrmann, Volker Dolle

It is certified that errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 1, second line of the heading, the word "IDENYL" should read --INDENYL--.

In column 7, in the fourth formula, "R⁵" should read --R⁶--.

In column 14, line 10, "M₂/M₃" should read --M_w/M_n--.

In claim 1, (column 15, line 60) "a halogen atom" is printed twice.

In column 17, lines 6 and 7, please delete the phrase "with methyl".

MAILING ADDRESS OF SENDER: CONNOLLY & HUTZ PATENT NO. 5,276,208

c/o Ashley Pezzner

P.O. Box 2207

Wilmington, DE 19899

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ANDREAS WINTER ET AL
(Reissue of U.S. Pat. 5,276,208)

SERIAL NO: 08/324,260

FILED: OCTOBER 17, 1994

FOR: METALLOCENES CONTAINING LIGANDS
OF 2-SUBSTITUTED INDENYL
DERIVATIVES, PROCESS FOR THEIR
PREPARATION AND THEIR USE AS
CATALYSTS

Hon. Commissioner of Patents
& Trademarks
Washington, D.C. 20231

: ART UNIT: 1505

: EXAMINER: WU

Express Mail Number EH 122910458
Date of Deposit March 17, 1995
I hereby certify that this paper or fee is being
deposited with the United States Postal Service
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Diane C. Pickering
(Typed or printed name of person mailing paper or
fee)

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED
TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON D.C. 20231 ON THIS
____ DAY OF _____ 1993.

BY: _____

**RESPONSE TO NOTICE OF INCOMPLETE APPLICATION AND
RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

This is in response to the Notice of Incomplete
Application and the Notice to Filing Missing Parts of
Application (No Filing Date), both mailed November 10, 1994.

A copy of each of the above-identified Notices is
enclosed with this Response.

A Preliminary Amendment is also enclosed, the purpose of
which is to make it clear that the above-identified

application for reissue was filed with claims 1 to 15; see pages (columns) 15 to 18 of the specification as filed on October 17, 1994. Confusion has arisen, because page (column) 15 of the specification as filed sets forth the original claim 1, and a purpose of this reissue application is to amend original claim 1. On the three pages immediately following page 18 of the specification as filed, the amended version of claim 1 is set forth, and on the six pages following amended claim 1, new claims 16 to 18 are set forth.

The enclosed Preliminary Amendment provides clarification by cancelling both versions of claim 1 and inserting the desired amended version. The Preliminary Amendment also points out that the inclusion of original claim 1 among the reissue claims was inadvertent.

Also enclosed with this Response are the following:

1. an Information Disclosure Statement,
2. a Claim of Priority under 35 USC §119,
3. an Offer to Surrender,
4. an Assent of Assignee,
5. a Reissue Declaration/Power of Attorney, and

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6. a check for the required surcharge.

Entry of the enclosed Preliminary Amendment is respectfully requested. The applicants also request the granting of a filing date of October 17, 1994 and prompt forwarding of the application papers to the Examining Group for examination on the merits.

Respectfully submitted,

CONNOLLY & HUTZ

By 

Thomas M. Meshbesher

Reg. No. 25,083

Tel. (302) 658-9141

TMM/dcp

90F333B.AM 103831